IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

WRIT PETITION NO.996 OF 2005

Shri Laxmidevi Shikshan Prasarak Mandal ..Petitioner

Versus

Social Welfare officer (S-A), Zilla Parishad Sangli & Anr. ..Respondents

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Mr.Ranjitsinh Bhonsale for the petitioner.

Mr.C.R.Sonavane AGP for Respondent-State.

Coram : R.M.LODHA & R.S.MOHITE,JJ

Date : 21.3.2005.

PC

. Heard the learned Counsel for the petitioner and perused the Writ petition and the Government Resolution dated 24.8.2004.

2. The grievance of the petitioner in the Writ petition is that the petitioner made an application on 4.10.2003 for grant of permission to open hostel facility (on grant basis) pursuant to the advertisement dated 1.10.2003 and that the petitioner fulfilled the eligibility and the requirements, nothing has been heard from the respondents about the fate of that application. The

petitioner, it appears, assumes that in view of the Government Resolution dated 24.8.2004 (Annexure-A) his application dated 4.10.2003 has been rejected.

3. There is nothing on record to show that petitioner's application dated 4.10.2003 has been in fact rejected.

4. In our considered view, at this stage, it is not necessary to entertain the Writ petition and the interest of justice shall be subserved by the following order :-

O R D E R

1. The respondent no.1 is directed to intimate the petitioner about the fate of his application dated 4.10.2003 for the grant of permission to open hostel facility (on grant basis) without any further delay.

2. If the petitioner's application dated 4.10.2003 is still pending consideration, the respondent no.2 shall take decision thereon in accordance with law as early as possible and in no case lesser than 2 months from the date of production of the order of this Court.

3. On the other hand, if the petitioner's

application dated 4.10.2003 has already been disposed of by the respondent no.2, we direct the respondent no.2 to provide copy of the said decision to the petitioner immediately and in no case lesser than 3 weeks from the date of production of the order of this Court.

4. Liberty to the petitioner to pursue appropriate remedy if he is aggrieved by the decision of the Government.

(R.M.LODHA,J)

(R.S.MOHITE,J)